

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-02709-TNM**

KNIGHT FIRST AMENDMENT INSTITUTE AT COLUMBIA
UNIVERSITY et al v. CENTRAL INTELLIGENCE AGENCY
et al

Assigned to: Judge Trevor N. McFadden
Cause: 05:552 Freedom of Information Act

Date Filed: 11/20/2018

Jury Demand: None

Nature of Suit: 895 Freedom of
Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

**KNIGHT FIRST AMENDMENT
INSTITUTE AT COLUMBIA
UNIVERSITY**

represented by **Adi Kamdar**
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Plaintiff

**COMMITTEE TO PROTECT
JOURNALISTS**

represented by **Alexander Abraham Abdo**
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V.

Defendant

**CENTRAL INTELLIGENCE
AGENCY**

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Defendant

DEPARTMENT OF JUSTICE

represented by **Antonia Marie Konkoly**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

NATIONAL SECURITY AGENCY

represented by

Antonia Marie Konkoly
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**OFFICE OF THE DIRECTOR OF
 NATIONAL INTELLIGENCE**

represented by **Antonia Marie Konkoly**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

DEPARTMENT OF STATE

represented by **Antonia Marie Konkoly**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|------------|----------|---|
| 11/20/2018 | <u>1</u> | COMPLAINT <i>Knight First Amendment Institute at Columbia University</i> against All Defendants <i>Central Intelligence Agency et al</i> (Filing fee \$ 400 receipt number 0090-5802792) filed by KNIGHT FIRST AMENDMENT INSTITUTE AT COLUMBIA UNIVERSITY. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Civil Cover Sheet, # <u>3</u> Supplement Corporate Disclosure Form, # <u>4</u> Summons CIA, # <u>5</u> Summons DOJ, # <u>6</u> Summons NSA, # <u>7</u> Summons ODNI, # <u>8</u> Summons DOS)(Jaffer, Jameel) (Entered: 11/20/2018) |
| 11/20/2018 | | Case Assigned to Judge Trevor N. McFadden. (zmd) (Entered: 11/21/2018) |
| 11/21/2018 | <u>2</u> | LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by KNIGHT FIRST AMENDMENT INSTITUTE AT COLUMBIA UNIVERSITY. (zmd) (Entered: 11/21/2018) |
| 11/26/2018 | <u>3</u> | SUMMONS (5) Issued Electronically as to CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF JUSTICE, DEPARTMENT OF STATE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Attachment: # <u>1</u> Notice and Consent)(zsb) (Entered: 11/26/2018) |
| 11/26/2018 | <u>4</u> | STANDING ORDER Establishing Procedures for Cases Before Judge Trevor N. McFadden. The parties are hereby ORDERED to read and comply with the directives in the attached standing order. Signed by Judge Trevor N. McFadden on 11/26/2018. (lctnm2) (Entered: 11/26/2018) |
| 12/10/2018 | <u>5</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 12/10/2018. (Attachments: # <u>1</u> Tracking numbers, # <u>2</u> Delivery confirmation)(Jaffer, Jameel) (Entered: 12/10/2018) |
| 12/10/2018 | <u>6</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. CENTRAL INTELLIGENCE AGENCY served on 12/10/2018 (Attachments: # <u>1</u> Tracking numbers, # <u>2</u> Delivery confirmation)(Jaffer, Jameel) (Entered: 12/10/2018) |
| 12/10/2018 | <u>7</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. DEPARTMENT OF JUSTICE served on 12/10/2018 (Attachments: # <u>1</u> Tracking numbers, # <u>2</u> Delivery confirmation)(Jaffer, Jameel) (Entered: 12/10/2018) |
| 12/10/2018 | <u>8</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. DEPARTMENT OF STATE served on 12/10/2018 (Attachments: # <u>1</u> Tracking numbers, # <u>2</u> Delivery confirmation)(Jaffer, Jameel) (Entered: 12/10/2018) |
| 12/10/2018 | <u>9</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. NATIONAL SECURITY AGENCY served on 12/10/2018 (Attachments: # <u>1</u> Tracking numbers, # <u>2</u> Delivery confirmation)(Jaffer, Jameel) (Entered: 12/10/2018) |

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| 12/10/2018 | <u>10</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE served on 12/10/2018 (Attachments: # <u>1</u> Tracking numbers, # <u>2</u> Delivery confirmation)(Jaffer, Jameel) (Entered: 12/10/2018) |
| 12/10/2018 | <u>11</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 12/10/2018. Answer due for ALL FEDERAL DEFENDANTS by 1/9/2019. (Attachments: # <u>1</u> Tracking numbers, # <u>2</u> Delivery confirmation)(Jaffer, Jameel) (Entered: 12/10/2018) |
| 12/14/2018 | <u>12</u> | MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Alex Abdo, :Firm– Knight First Amendment Institute at Columbia University, :Address– 475 Riverside Drive, Suite 302, New York, NY 10115. Phone No. – 6467458500. Filing fee \$ 100, receipt number 0090–5839963. Fee Status: Fee Paid. by KNIGHT FIRST AMENDMENT INSTITUTE AT COLUMBIA UNIVERSITY (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Jaffer, Jameel) (Entered: 12/14/2018) |
| 12/14/2018 | <u>13</u> | MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Ramya Krishnan, :Firm– Knight First Amendment Institute at Columbia University, :Address– 475 Riverside Drive, Suite 302, New York, NY 10115. Phone No. – 6467458500. Filing fee \$ 100, receipt number 0090–5840037. Fee Status: Fee Paid. by KNIGHT FIRST AMENDMENT INSTITUTE AT COLUMBIA UNIVERSITY (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Jaffer, Jameel) (Entered: 12/14/2018) |
| 12/17/2018 | | MINUTE ORDER granting the <u>12</u> and <u>13</u> Motions for Leave to Appear Pro Hac Vice. Attorneys Alex Abdo and Ramya Krishnan shall promptly register for this Court's CM/ECF system. Signed by Judge Trevor N. McFadden on 12/17/2018. (lctnm3) (Entered: 12/17/2018) |
| 01/02/2019 | <u>14</u> | NOTICE of Appearance by Antonia Marie Konkoly on behalf of CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF JUSTICE, DEPARTMENT OF STATE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE (Konkoly, Antonia) (Entered: 01/02/2019) |
| 01/02/2019 | <u>15</u> | MOTION to Stay <i>All Proceedings</i> by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF JUSTICE, DEPARTMENT OF STATE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE (Attachments: # <u>1</u> Text of Proposed Order)(Konkoly, Antonia) (Entered: 01/02/2019) |
| 01/02/2019 | | MINUTE ORDER granting <u>15</u> Motion to Stay. Upon considering the Defendants' 40 Motion to Stay, it is hereby ordered that this matter shall be stayed until Congress has restored appropriations to the Department of Justice. It is further ordered that Defendants will notify the Court immediately upon resumption of appropriations. Signed by Judge Trevor N. McFadden on 1/2/2019. (lctnm1) (Entered: 01/02/2019) |
| 01/17/2019 | <u>16</u> | Unopposed MOTION to Lift Stay <i>Temporarily</i> by KNIGHT FIRST AMENDMENT INSTITUTE AT COLUMBIA UNIVERSITY (Attachments: # <u>1</u> Exhibit A – Amended Complaint, # <u>2</u> Exhibit B – Corporate Disclosure Form for Committee to Protect Journalists, # <u>3</u> Exhibit C – Pro hac vice motion for Adi Kamdar, # <u>4</u> Exhibit D – Pro hac vice motion for Jeremy Feigelson, # <u>5</u> Exhibit E – Pro hac vice motion for Alexandra P. Swain, # <u>6</u> Text of Proposed Order for Motion to Temporarily Lift Stay)(Abdo, Alexander) (Entered: 01/17/2019) |
| 01/17/2019 | | MINUTE ORDER: Upon consideration of the Plaintiff's <u>16</u> Unopposed Motion, it is hereby ORDERED that (1) the proposed Amended Complaint attached to the <u>16</u> Motion is deemed filed as of January 17, 2019; (2) the Disclosure Statement attached to the <u>16</u> Motion is deemed filed as of January 17, 2019; and (3) the motions to appear pro hac vice of Adi Kamdar, Jeremy Feigelson, and Alexandra P. Swain are granted. The attorneys shall promptly register with this Court's CM/ECF system. Signed by Judge Trevor N. McFadden on 1/17/2019. (lctnm3) (Entered: 01/17/2019) |
| 01/17/2019 | <u>17</u> | AMENDED COMPLAINT against CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF JUSTICE, DEPARTMENT OF STATE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE filed by KNIGHT FIRST AMENDMENT INSTITUTE AT COLUMBIA UNIVERSITY, COMMITTEE TO PROJECT JOURNALISTS. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B) (tth); Modified text on 1/22/2019 (tth). |

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| | | (Entered: 01/18/2019) |
| 01/17/2019 | <u>18</u> | LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by COMMITTEE TO PROJECT JOURNALIST. (tth) (Entered: 01/18/2019) |
| 01/17/2019 | <u>19</u> | MOTION for Leave to Appear Pro Hac Vice : Attorney Name – Adi Kamdar, :Firm– Knight First Amendment Institute at Columbia University: Address – 475 Riverside Drive, Suite 302, New York, NY 10115. Phone No. – (646) 745–8500. Fee Status: No Fee Paid. by KNIGHT FIRST AMENDMENT INSTITUTE AT COLUMBIA UNIVERSITY (tth) (Entered: 01/18/2019) |
| 01/17/2019 | <u>20</u> | MOTION for Leave to Appear Pro Hac Vice: Attorney Name – Jeremy Feigelson, :Firm – Debevoise & Plimpton LLP : Address – 919 Third Avenue, New York, NY 10022. Phone No. – (212) 909–6000. Fee Status: No Fee Paid. by COMMITTEE TO PROJECT JOURNALISTS (tth); Modified text on 1/22/2019 (tth). (Entered: 01/18/2019) |
| 01/17/2019 | <u>21</u> | MOTION for Leave to Appear Pro Hac Vice: Attorney Name – Alexandra P. Swain : Firm – Debevoise & Plimpton LLP: Address – 919 Third Avenue, New York, NY 10022. Phone No. – (212) 909–6000. Fee Status: No Fee Paid. by COMMITTEE TO PROJECT JOURNALISTS. (tth); Modified text on 1/22/2019 (tth). (Entered: 01/18/2019) |
| 01/23/2019 | | Filing fee received: \$ 100.00, receipt number: 4616096407; pro hoc vice fee for Alexandra Swain. (tth) (Entered: 01/24/2019) |
| 01/23/2019 | | Filing fee received: \$ 100.00, receipt number: 4616096406, pro hoc vice fee for Jeremy Feigelson. (tth) (Entered: 01/24/2019) |
| 01/28/2019 | <u>22</u> | NOTICE to the Court of Restoration of Appropriations by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF JUSTICE, DEPARTMENT OF STATE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE (Konkoly, Antonia) (Entered: 01/28/2019) |
| 01/29/2019 | | MINUTE ORDER: Upon consideration of the Defendants' <u>22</u> Notice, the Court hereby lifts the stay in this case. The parties are ORDERED to file a status report on or before February 1, 2019. This Report shall propose a schedule for the filing of Defendants' Answer. SO ORDERED. Signed by Judge Trevor N. McFadden on 1/29/19. (lctnm3) (Entered: 01/29/2019) |
| 01/29/2019 | | Set/Reset Deadlines: Joint Status Report due by 2/1/2019. (hmc) (Entered: 01/29/2019) |
| 01/31/2019 | | Filing fee received: \$ 100.00, receipt number: 4616096517; pro hoc vice fee for Aditya Kamdar. (tth) (Entered: 01/31/2019) |
| 02/01/2019 | <u>23</u> | Joint STATUS REPORT by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF JUSTICE, DEPARTMENT OF STATE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Konkoly, Antonia) (Entered: 02/01/2019) |
| 02/01/2019 | | MINUTE ORDER: Upon consideration of the parties' <u>23</u> Joint Status Report, it is hereby ORDERED that the Defendants' shall submit an Answer or response to the Amended Complaint on or before February 11, 2019. Signed by Judge Trevor N. McFadden on 2/1/2019. (lctnm3) (Entered: 02/01/2019) |
| 02/01/2019 | | Set/Reset Deadlines: Defendants' answer or response to the Amended Complaint due by 2/11/2019. (hmc) (Entered: 02/01/2019) |
| 02/11/2019 | <u>24</u> | ANSWER to <u>17</u> Amended Complaint, by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF JUSTICE, DEPARTMENT OF STATE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE.(Konkoly, Antonia) (Entered: 02/11/2019) |
| 02/11/2019 | | MINUTE ORDER. Before the Court are a complaint and an answer in this FOIA case. It is hereby ORDERED that the parties shall meet and confer and file a Joint Status Report proposing a schedule for proceeding in this matter. The schedule should address, among other things, the status of the Plaintiffs' FOIA request, the anticipated number of documents responsive to the request, the anticipated date(s) for release of the documents requested by the Plaintiffs, whether a motion for an Open America stay |

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| | | is likely in this case, whether a Vaughn index will be required in this case, and a briefing schedule for dispositive motions, if required. The parties shall file the Report on or before March 8, 2019. Signed by Judge Trevor N. McFadden on 2/11/2019. (lctnm3) (Entered: 02/11/2019) |
| 02/12/2019 | | Set/Reset Deadlines: Joint Status Report due by 3/8/2019. (hmc) (Entered: 02/12/2019) |